

1 **MARK S. BAGULA [CSB No. 171141]**  
2 **DAVINA A. B. BLOOM [CSB No. 236850]**  
3 **DANIEL W. WATKINS [CSB No. 128849]**  
4 **THE WATKINS FIRM**  
5 **A Professional Corporation**  
6 4520 Executive Drive  
7 San Diego, CA 92121  
8 (858) 535-1511  
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10 Attorneys for Plaintiff, DAVID J. CHAO

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13 **UNITED STATES DISTRICT COURT**  
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15 **SOUTHERN DISTRICT OF CALIFORNIA**

16 DAVID J. CHAO, an individual,

17 Plaintiff,

18 vs.

19 HEALTHSOUTH CORPORATION, a Delaware  
20 corporation; SHC SAN DIEGO, INC., a Georgia  
21 corporation; SHC MANAGEMENT COMPANY,  
22 a Georgia corporation; SURGICAL HEALTH  
23 CORPORATION, a Delaware corporation;  
24 HEALTHSOUTH SURGERY CENTERS-WEST,  
25 INC., a Delaware corporation; SURGICAL CARE  
26 AFFILIATES, LLC, a Delaware Limited Liability  
27 corporation; ARTHROSCOPIC & LASER  
28 SURGERY CENTER OF SAN DIEGO, L.P., and  
DOES 1 through 100, inclusively,

Defendants.

) **CASE NO.: 3:07-cv-02408 DMS LSP**  
)  
)

) **PLAINTIFF DAVID J. CHAO'S NOTICE**  
) **OF WITHDRAWAL OF MOTION TO**  
) **REMAND ACTION TO STATE COURT**

) Judge: Hon. Dana M. Sabraw

) Dept.: Courtroom 10

) Date: February 29, 2008

) Time: 1:30 p.m.

29 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

30 PLEASE TAKE NOTICE that Plaintiff David J. Chao hereby withdraws his Motion To Remand  
31 this action to State Court because the parties have stipulated to remand this case to State Court.

32 Plaintiff's Motion to Remand Action to State Court is scheduled for February 29, 2008 at 1:30  
33 p.m. in Department 10 of the United States District Court for the Southern District of California, at 940  
34 Front Street, San Diego, California, 92101-8900 before the Honorable Dana M. Sabraw.

35 **THE WATKINS FIRM, APC**

36 Dated: February 15, 2008

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38 **MARK S. BAGULA, ESQ.**

Attorney for Plaintiff, DAVID J. CHAO